IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE G. BIKSHAPATHY
WRIT PETITION NO : 17224 of 1994

Between:

1 Talari Ratna Raju S/o. Chalapathi Rao
R/o. H.No. 72-5-14, Subba Raopeta, Lalacheruvu P.O. Rajahmundry, E.G.Dt.
H.T.No. 2684.

2 Pitta Salman Raju S/o. Late Bhushanam
R/o. G.Moses, Lady's Hospital, Alcot Gardens, Rajahmundry, E.G.Dist.
H.T.No. 2872.

3 G.L. Prakashini D/o. Martin
R/o. Dorkas Home Alcot Gardens, Rajahmundry, E.G.Dist.
H.T.No. 3467.

4 M. Anantha Lakshmi D/o. Seetha Rama Sastry
R/o. Inugantivaripeta, Muggulla, Seethanagaram Mandal, Rajahmundry, E.G.Dist.
H.T.No. 1477

5 Shaik Alisha Begum D/o. Shaik Subhan Ali Saheb
R/o. Hukumpeta Danavaipeta, Rajahmundry, E.G.Dist.
H.T.No. 3416.

6 A. Prema D/o. Rock Feller
R/o. Kancherla Line, Dowleswaram, E.G.Dist.
H.T.No. 2465.

7 A. Venkata Rao S/o. A.V.S. Prakasa Rao
R/o, Plot No. 27/A, Ramakrishnagar, Near Balajipeta, Rajahmundry,E.G.Dist.
H.T.No. 1844

8 B. Gradce Pushpalatha D/o. B. Charless
R/o. Achanta Venkanna House Besides Church, Bommuru, Rajahmundry Rural Mandal, E.G.Dist.
H.T.No. 2602

9 I. Deve Darshini d/o. I. John Earnest
R/o. 7/147 Rajendranagar, Rajahmundry , E.G.Dist.
H.T.No. 1968

10 V. Rajah Kumari D/o. Willington
R/o. D.No. 5/158, Bapirajupeta, Anaparthi, E.G.Dist.
H.T.No. 2135

11 K. William Cary S/o. Late Chittiyya
R/o. Kaleru, Via Angara, Kapileswarapuram Mandal, E.G.Dist.
H.T.No. 1677
12 V. Samueal Raju S/o. Late Geroge
R/o. H.No. 82-4-6, vidyutb Colony, Lalacheruvu Post, Rajahmundry, E.G.Dist.
H.T.No. 1715
13 A. Srihari Rao S/o. A.B.R.Sarma
R/o. Jegurupadu, Kadiam Mandal, E.G.Dist.
H.T.No. 2259
14 B. R. J. Jaya Latha D/o. B. Suranna
R/o. Mission Compound, Ramachandrapuram,E.G.Dist.
H.T.No. 1365
15 P. Nagamallikarjuna Rao S/o. Late Simhachalam,
R/o. D.No. 30-3-10, Jandapairaja Road, Kummara Setty Vari Street, Rajahmundry, E.G.Dist.
H.T.No. 2939
16 B. Jaya Kumari D/o. Jaya Pathi Rao
R/o. Veerampalem P.O., Rajanagaram via Rangampeta Mandal, E.G.Dist.
H.T.No. 2396
17 T. Leela Kumari D/o. Devadas
R/o. Modukuru P.O Alamuru Mandal, E.G.Dist.
H.T.No. 3246
18 Pothula Prameela D/o. Sudarsanam
R/o. H.No. 7-149, Rajendranagar, Rajahmundry, E.G.Dist.
H.T.No. 2794
19 G. V. Ramana S/o. Veera Raju
R/o. Kaleru, Angara Via Kapileswarapuram Mandal, E.G.Dist.
H.T.No. 1597
20 V. Sadasiva S/o. Yerrayya
R/o. Choppella P.O., Alamuru Mandal, E.G.Dist.
H.T.No. 2053
21 V. Usha Kumari D/o. V.Y. Ratnam
R/o. Kancherla Line, H.No. 1-15, Dowleswaram , E.G.Dist.
H.T.No. 2755
22 K. Ananda Prasad S/o. K. Venkata Rao
R/o. H.No. 12-246, A.P.P.M. Society Colony, Sriramakrishna Nagar, Rajahmundry,E.G.Dist.
H.T.No. 3533
23 U. Mary Florence D/o. Satyanarayana
R/o. KJothapalli Street, D.No. 2-31-13, Alcot Garden, Rajahmundry,E.G.Dist.
H.T.No. 3233
24 M. Puspa Veni D/o. Nathaniel
R/o. H.No. 5-170, Quarry Road, Dowleswaram,E.G.Dist.

H.T.No. 3122

25 G. Jaya Bharathi D/o. Late Gnana Sundar Singh
R/o. Chinna Jaggampeta, Gollaprolu Mandal, E.G.Dist.
H.T.No. 3024

26 P. John Charless S/o. Zachariah
R/o. Alcot Gardens, Opp. Luther Gen. Hospital Rajahmundry, E.G.Dist.
H.T.No. 1627

27 P.D. Aseervadham S/o. Pratap Rao
R/o. Vemagirigattu Dowleswaram, E.G.Dist.
H.T.No. 3371

28 Balimay Sailaja D/o. Late B. Charmayya
R/o. Karlampet 3rd Street, Near Nagadevi Talkies Rajahmundry,
H.T.No. 2857

29 V. Nirmala Kumari D/o. P. Surya Rao
R/o. Subba Raopeta Rajahmundry, E.G.Dist.
H.T.No. 2190

30 P.V.V. Surya Kumari D/o. P. Surya Rrao
R/o. Kambalpeta, D.No. 26-6-6/11, Rajahmundry, E.G.Dist.
H.T.No. 2164

31 P. Efraim S/o. P. Moses
R/o. Siripalli Village, Mukteswaram (P.O) Inavilli Mandal, E.G.Dist.
H.T.No. 2292

32 M. Premananda Swarup S/o. Ramaswamy
R/o. Peketipakalu Tapeswaram P.O., E.G. Dist.
H.T.No. 3046

33 G.B. Seshagiri Rao S/o. G. Venkataratnam
R/o. 15-8, Car street, Dowleswaram , E.G. Dist.
H.T.No. 3224

..... PETITIONER(S)

AND

1 The Government of Andhra Pradesh Rep. by its Secretary, Panchayat Raj Department
Secretariat buildings, Hyderabad.

2 The Govt. of Andhra Pradesh rep. by its Secretary, Education Department
Secretariat Buildings, Hyderabad.

3 The District Collector, East Godavari District at Kakinada.

4 The District Special Officer, Zilla Prajaparishad, East Godavari District at Kakinada.

5 The District Development Officer Zilla Praja Parishad, East Godavari Kakinada.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, declaring that G.O.Ms.No. 221 Education Department Dt. 16.7.1994 as un-constitutional and illegal and further direct the respondents to appoint the petitioners as Teachers, in the existing vacancies in the A.P.State Controlled Bodies along with the petitioners covered by the order of this Honourable Court by Sri Justice S.R.Nayak in W.P.M.P.Nos. 17658 of 1994 etc., in W.P.Nos. 17104/94 etc., batch dated 8.9.1994 after declaring that Art. 323-A Cl.2(d) of the Constitution and Section 28 of A.P Administrative Tribunal Act, 1985 as unconstitutional for violating the basic structure and pass

Counsel for the Petitioners: MR.S.I.NEWTON

Counsel for the Respondents : G.P. for School Education

The Court Made the Following :

ORDER:

This Writ Petition is not maintainable as the matter relates to services. Therefore, the Writ Petition is dismissed and liberty is given to the petitioners to approach the Tribunal if they so choose. No costs.

17.06.2004.

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ASSISTANT REGISTRAR

One fair copy to the Hon'ble Sri Justice G. Bikshapathy (for his Lordship's kind perusal)

To

1 The Secretary, Government of Andhra Pradesh, Panchayat Raj Department
Secretariat buildings, Hyderabad.

2 The Secretary, Govt. of Andhra Pradesh , Education Department
Secretariat Buildings, Hyderabad.

3 The District Collector, East Godavari District at Kakinada.

4 The District Special Officer, Zilla Prajaparishad, East Godavari District at Kakinada.

5 The District Development Officer, Zilla Praja Parishad, East Godavari Kakinada.

6. 2 CCs to G.P for School Education, High Court Buildings, High Court of A.P, Hyderabad. (OUT)

7. 2 CD copies.